srp.

HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 755 OF 2007.

Jay Yogeshwar Prasarak
Mandal at Vehaloli. ..Petitioner.

V E R S U S

The State of Maharashtra & Others. ..Respondents.

Mr. N. V. Bandiwadekar for the petitioner.
Mr. Sachin Manale for the respondent no.4.
Mr. C. R. Sonawane A.G.P. for the State.

CORAM: S.B.MHASE & D.G.KARNIK,JJ.

DATE : OCTOBER 17, 2007.

P.C.

1. By this petition the petitioner challenges the communication dated 25th September 2006 issued by the Education Officer (Secondary) Zilla Parishad, Thane rejecting the petitioner's application for permission to open a school for the year 2005-2006. In our view the petition has become infructuous by efflux of time. The permission for opening the school was sought for only one one year, i.e., the academic year of 2005-2006. The academic year of 2005-2006 is already over and, now the permission for that year cannot be granted. In the circumstances the petition is disposed of as infructuous. The petitioner is however at liberty to apply for fresh permission whenever the advertisement for opening the school is issued.

(D.G.KARNIK, J.) (S.B.MHASE, J.)